

Smith and Tozian, P.A.
ATTORNEYS AT LAW

FILED
THOMAS D. HALL

OCT 23 2000

CLERK, SUPREME COURT
BY _____

DONALD A. SMITH, JR.
SCOTT K. TOZIAN
GWENDOLYN R. HOLLSTROM

October 20, 2000

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TAMPA, FLORIDA 33602
PHONE (813) 273-0063
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Honorable Thomas D. Hall
Clerk
Supreme Court of Florida
500 Duval Street
Tallahassee, Florida 32399

RE: Inquiry concerning a Judge, Matthew E. McMillan
Case No. 00-17; SC Case No. SC00-703

Dear Mr. Hall:

Enclosed herewith please find Respondent's Answer to Second Amended Notice of Formal Charges Count II and Supplemental Amended Witness List and Exhibit List for filing in the above-referenced matter.

Sincerely,


Scott K. Tozian, Esquire

SKT/mh

Enclosure: Per Above

cc: Marvin Barkin, Esquire
Honorable Matthew E. McMillan

OCT 23 2000

CLERK, SUPREME COURT
BY _____

BEFORE THE JUDICIAL QUALIFICATIONS COMMISSION
STATE OF FLORIDA

INQUIRY CONCERNING A JUDGE
MATTHEW E. MCMILLAN
CASE NO. 00-17

SC CASE NO. SC00-703

SUPPLEMENTAL/AMENDED WITNESS LIST AND EXHIBIT LIST

COMES NOW the Honorable Matthew E. McMillan and files this Supplemental/Amended Witness List and Exhibit List and identifies the following additional witnesses and additional exhibits for purposes of the final hearing presently scheduled October 30, 2000 in Bradenton, Manatee County, Florida.

ADDITIONAL WITNESSES

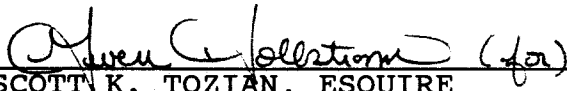
1. Steven Viana
Office of the State Attorney
P. O. Box 1000
Bradenton, Florida 34206
(941) 747-3077
2. Allan E. Stein
Allan Stein Polygraph Services, Inc.
P. O. Box 47978
St. Petersburg, Florida 33743-7978

ADDITIONAL EXHIBITS

1. Report of polygraph examination.
2. Memorandum from the Honorable Matthew E. McMillan to the Honorable Thomas M. Gallen, dated August 3, 1999.

3. Composite exhibits of appellate opinions reversing
Judges Thomas M. Gallen, Durand J. Adams and Scott M. Brownell.

Respectfully submitted,


SCOTT K. TOZIAN, ESQUIRE
SMITH & TOZIAN, P.A.
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Tampa, Florida 33602
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20th day of October, 2000, the original of the foregoing Supplemental/Amended Witness List and Exhibit List has been furnished by U.S. Mail to:

Honorable Thomas D. Hall
Clerk
Supreme Court of Florida
500 Duval Street
Tallahassee, Florida 32399

with copies to:

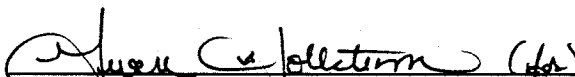
Brooke S. Kennerly
Executive Director
Florida Judicial Qualifications Commission
Room 102, The Historic Capitol
Tallahassee, Florida 32399-6000

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